IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
AT NAINITAL
ORIGINAL JURISDICTION
Dated: Nainital: The July 21, 2006
Criminal Bail application no. 623 of 2006
Order on the bail application of accused

CRIMINAL SIDE

Jeet Singh S/o Sri Kishan Singh
R/o Village Bhogpur Dam
Gurudwara No. 1
P.S. Jaspur
District Udham Singh Nagar

…Applicants

Versus

State of Uttaranchal …Opposite Party

Arising out of Case of Crime No. 851 of 2006
Under Sections 342, 376, 323, 504, 506, I.P.C.
P.S. Jaspur
District Udham Singh Nagar

By the Court

Hon'ble B.C. Kandpal, J.

The applicants has applied for bail in the case crime No. 851 of 2006 under Sections 342, 376, 323, 504, 506, I.P.C P.S. Jaspur, District Udham Singh Nagar..

Heard Sri Pushpa Joshi, learned counsel for the applicant, learned A.G.A. and perused the record.

Perusal of the First Information report itself is quite clear that the prosecutrix-Smt. Sarjeet Kaur was subjected to gang rape as per the averments of the prosecutix in the First Information Report that she was subjected to rape by three persons including the applicant.

Keeping in view the specific role assigned to the applicant in the first Information Report, which has been lodged by the prosecutirx herself, I do not find it is a fit case for bail at this stage.

Accordingly, the bail application is rejected.

(B.C. Kandpal, J.)

21.07.2006

Aswal